



Atty. Dkt. No. 034827-4001

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Lewinski, et al.

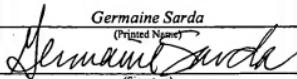
Title: METHOD OF REDUCING  
CROSS SAMPLE  
CONTAMINATION DURING  
FILTER SAMPLING

Appl. No.: 10/773,752

Filing Date: 02/06/2004

Examiner: UNKNOWN

Art Unit: 1744

<b>CERTIFICATE OF MAILING</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.	
Germaine Sarda <small>(Printed Name)</small>	
<i>Germaine Sarda</i> <small>(Signature)</small>	
September 13, 2004	
<small>(Date of Deposit)</small>	

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56**

Mail Stop Amendments (IDS)  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

**TIMING OF THE DISCLOSURE**

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

**RELEVANCE OF EACH DOCUMENT**

All of the documents are in English.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Respectfully submitted,

Date September 13, 2004

By Barry Wilson

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SEP 16 2004

MODIFIED PTO/SB/08 (08-00)

Approved for use through 10/31/2002. OMB 0551-0031

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Substitute for form 1449B/PTC (04/01/96)				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (use as many sheets as necessary)				Application Number	10/773,752
				Filing Date	02/06/2004
				First Named Inventor	Michael A. Lewinski
				Group Art Unit	1744
				Examiner Name	
Sheet	1	of	2	Attorney Docket Number	034827-4001

## U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>4</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				

## NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>4</sup>
	A1	Cone and Fairfax, Protocol for ultraviolet irradiation of surfaces to reduce PCR contamination. PCR Methods Appl. (1993) (3):S15-S17.	
	A2	Deragon et al., Use of $\gamma$ irradiation to eliminate DNA contamination for PCR. Nucleic Acids Res. (1990) 18(20):6149.	
	A3	Dey et al., Comparisons of thinprep and conventional preparations on fine needle aspiration cytology material. Acta Cytol. (2000) 44(1):46-50.	
	A4	Hafner et al., Isothermal amplification and multimerization of DNA by Bst polymerase. Biotechniques 2001 Apr;30(4):852-6, 858, 860.	
	A5	Padua et al., UV and clean air result in contamination-free PCR. Leukemia (1999) 13(11):1898-9.	
	A6	Saiki, "Amplification of Genomic DNA" in PCR Protocols, Innis et al., Eds., Academic Press, San Diego, CA 1990, pp 13-20.	

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /DH/ (03/30/2008)

Examiner Signature	/Dwayne Handy/ (03/30/2008)	Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 608. Draw line through citation not in conformance and not considered. Include copy of this form with next communication to applicant.

\*Unique citation designation number. \*See attached Kinds of U.S. Patent Documents. \*Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). \*For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. \*Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. \*Applicant is to place a check mark here if English language Translation is attached.

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**SEP 16 2004  
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Substitute for form 1449B/PTO <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(use as many sheets as necessary)</i>				<b>Complete If Known</b>	
Sheet	2	of	2	Application Number	10/773,752
				Filing Date	02/06/2004
				First Named Inventor	Michael A. Lewinski
				Group Art Unit	1744
				Examiner Name	
				Attorney Docket Number	034827-4001

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Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	A7	Wharam et al., Specific detection of DNA and RNA targets using a novel isothermal nucleic acid amplification assay based on the formation of a three-way junction structure. Nucleic Acids Res. 2001 Jun 1;29(11):E54, p1-8.	
	A8	U.S. Food and Drug Administration, Center for Devices and Radiological Health, PMA Final Decisions Rendered for February 2003, <a href="http://www.fda.gov/cdrh/pma/pmafeb03.html">www.fda.gov/cdrh/pma/pmafeb03.html</a>	

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /DH/ (03/30/2008)

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